

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, February 14, 2023

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Weld called the meeting to order. The following Council Members were present: Emily Anderson, Emily Berge, Jill Christopherson, Kate Felton, Jeremy Gragert, Charles Johnson, Roderick Jones, Larry Mboga, Joshua Miller, Terry Weld and Andrew Werthmann.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, February 14, 2023:

- Adopting the Consent Agenda.
- Approving the Minutes of the Tuesday, January 24, 2023 Council Legislative Session.
- Authorizing Special Olympics of Wisconsin to conduct the Polar Plunge on Saturday, March 4, 2023 on Half Moon Beach.
- Granting new bartender licenses.
- Granting a Combination Class B Intoxicating Liquor and Fermented Malt Beverage license to Big T's Saloon EC LLC, d/b/a Big T's Saloon, 3007 3rd Street, Jordan M. Tyznik, agent.
- Granting a Combination Class A Intoxicating Liquor and Fermented Malt Beverage license to Marieke House of Gouda LLC, d/b/a House of Gouda, 4008 Commonwealth Avenue #2, Kim D. Rabuck, agent.
- Granting a Class A Cabaret license to Jazzy Flowers LLC, d/b/a The Good Wives, 2161 Eastridge Center, Emily T. Rieck, agent.
- Granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to Eau Claire Seymour Lions Club Inc., President, Mary Siakpere, 2407 North Lane, on April 11, 2023, for the Lions Wild Game Feed event.
- Granting a Temporary Class B Fermented Malt Beverage license to Cedar Creek Community Church, President, Rob Gerber, 3520 Eastwind Drive, on April 21, 2023, for the Cedar Creek Sportsman's Club Banquet event.

Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Jones "to adopt the consent resolution." Said motion passed by unanimous vote.

BUSINESS AGENDA

The City Council considered a resolution approving the Use Agreement for City Well Fields between the City of Eau Claire and the Chippewa Off-Road Bike Association.

Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Felton "to adopt the resolution." Said motion passed by unanimous vote.

The City Council considered a resolution authorizing an Agreement between the City and the Pablo Center at the Confluence to allow artwork to be loaned by the Pablo Center and displayed in the City Council Chambers. Thereupon a motion was offered by Council Member Miller and seconded by Council Member Anderson “to adopt the resolution.” Said motion passed by unanimous vote.

Council considered a resolution authorizing an amendment to the Tourism Promotion and Destination Development Agreement with the Eau Claire Area Convention and Visitors Bureau. Thereupon a motion was offered by Council Member Berge and seconded by Council Member Christopherson “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution authorizing the Fire Department to accept grant monies from the Department of Homeland Security for the purchase of automated chest compression devices and an air compressor. (Because this item amends the budget, a 2/3 vote of the elected members, or eight (8) affirmative votes, is required for adoption.) Thereupon a motion was offered by Council Member Mboga and seconded by Council Member Johnson “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution approving appointments and reappointments to various Boards, Commissions and Committees. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Jones “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution Approving the Substantial Amendment to the 2021 Annual Plan for the HOME-ARP funding. Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Felton “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution Allocating the HOME Investment Partnership American Rescue Plan (HOME-ARP) Funding. (Because this item amends the budget, a 2/3 vote of elected members, or eight (8) affirmative votes, is required for adoption.) Thereupon a motion was offered by Council Member Miller and seconded by Council Member Anderson “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution approving the project and levying special assessments for street and utility improvements on the following streets:

- Oxford Avenue, Platt Street to Maple Street (23-103);
- Maple Street, First Street to Oxford Avenue (23-104);
- Omaha Street, Putnam Street to McDonough Street (23-106);
- Balcom Street, Omaha Street to North End (23-107);
- Spring Street, Ball Street to Bellevue Avenue (23-108);
- Ball Street, Spring Street to 250 Feet East of Holm Avenue (23-109);
- Hudson Street, Third Avenue to Second Avenue (23-111);

- Chippewa Street, Seventh Avenue to Fifth Avenue (23-114);
- Seventh Avenue, Chippewa Street to Broadway Street (23-115).

Council Removed for separate consideration: (JG/AW)

- Broadway Street, Third Avenue to First Avenue (23-112);
- Broadway Street, Fifth Avenue to Fourth Avenue (23-113);

Thereupon a motion was offered by Council Member Berge and seconded by Council Member Christopherson “to adopt the resolution without the Broadway Street items.” Said motion passed by unanimous vote.

The City Council considered a resolution approving the project and levying special assessments for street and utility improvements on the following streets:

- Broadway Street, Third Avenue to First Avenue (23-112);
- Broadway Street, Fifth Avenue to Fourth Avenue (23-113);

Thereupon a motion was offered by Council Member Mboga and seconded by Council Member Johnson “to adopt the resolution.”

Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Werthmann “to amend the resolution” as follows:

Final resolution approving the projects and levying special assessments for street and utility improvements.

- Broadway Street, Fifth Avenue to Fourth Avenue (23-113) at current width of 34 feet

Said motion failed by the following vote:

Aye: Council Members Gragert, Miller, and Werthmann

Nay: Council Members Anderson, Berge, Christopherson, Felton, Johnson, Jones, Mboga, Weld

Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Miller

“to amend the resolution” by Final resolution approving the projects and levying special assessments for street and utility improvements.

- Broadway Street, Third Avenue to First Avenue (23-112) at a width of 34 feet

Said motion failed by the following vote:

Aye: Council Members Anderson, Gragert, Miller, and Werthmann

Nay: Council Members Berge, Christopherson, Felton, Johnson, Jones, Mboga, Weld

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Thereupon the City Council took up the unamended resolution. Said motion passed by the following vote:

Aye: Council Members Anderson, Berge, Christopherson, Felton, Johnson, Jones, Miller, Mboga, Weld, and Werthmann

Nay: Council Member Gragert

The City Council considered a resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s. 66.0907 on the following streets:

- Omaha Street, Putnam Street to McDonough Street (23-106);
- Balcom Street, Omaha Street to North End (23-107);
- Spring Street, Ball Street to Bellevue Avenue (23-108);
- Ball Street, Spring Street to 250 Feet East of Holm Avenue (23-109);
- Hudson Street, Third Avenue to Second Avenue (23-111);
- Broadway Street, Third Avenue to First Avenue (23-112);
- Broadway Street, Fifth Avenue to Fourth Avenue (23-113);
- Chippewa Street, Seventh Avenue to Fifth Avenue (23-114);
- Seventh Avenue, Chippewa Street to Broadway Street (23-115).

Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Jones “to adopt the resolution.” Said motion passed by unanimous vote.

Council Member Werthmann left the meeting.

The City Council considered a resolution accepting modifications to CSM-2-23 and included storm water easement. Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Felton “to adopt the resolution.” Said motion passed by unanimous vote.

Council Member Werthmann returned to the meeting.

The City Council considered a resolution granting a temporary encroachment at 300 Emery Street for a street and sidewalk closure on Emery Street, S. Farwell Street to S. Barstow Street, adjacent to the construction site at 715 S. Barstow Street. Thereupon a motion was offered by Council Member Miller and seconded by Council Member Anderson “to adopt the resolution.” Said motion passed by unanimous vote.

ORDINANCE FOR INTRODUCTION

The Council had the First Reading on an ordinance to create Chapter 9.57 entitled “Neighborhood Association Event” and to amend Chapter 9.58 entitled “Block Party” and Chapter 9.59 entitled “Special Events” of the City Code of Ordinances.

STUDY SESSION

Study Session for Consideration of Local Vehicle Registration.

ADJOURNMENT

The meeting adjourned without objection.

Adjournment: February 14, 2023

Time: 6:38 p.m.

ATTEST:

/s/ Terry L. Weld
Council President

/s/ Nicholas L. Koerner
City Clerk